

11/15/00  
JC955 U.S. PTO

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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR § 1.53(b))

Attorney Docket No. 1488.0630002/EKS/KRM

First Inventor Reinhard EBNER

Title Connective Tissue Growth Factor-3

Express Mail Label No. 1234567890

pro

JC955

11/15/00

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

## ADDRESS TO:

Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
*(Submit an original, and a duplicate for fee processing)*

2.  Applicant claims small entity status.  
See 37 CFR 1.27.

3.  Specification [Total Pages 70]  
*(preferred arrangement set forth below)*  
- Descriptive title of the Invention  
- Cross Reference to Related Applications  
- Statement Regarding Fed sponsored R & D  
- Reference to sequence listing, a table, or a computer program listing appendix  
- Background of the Invention  
- Brief Summary of the Invention  
- Brief Description of the Drawings *(if filed)*  
- Detailed Description  
- Claim(s)  
- Abstract of the Disclosure

4.  Drawing(s) (35 U.S.C. 113) [Total Sheets 4]

5. Oath or Declaration [Total Pages 2]  
a.  Newly executed (original or copy)  
b.  Copy from a prior application (37 CFR 1.63(d))  
*(for continuation/divisional with Box 17 completed)*  
i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR §§ 1.63(d)(2) and 1.33(b).

6.  Application Data Sheet. See 37 CFR 1.76.

7.  CD-ROM or CD-R in duplicate, large table or Computer Program *(Appendix)*

8. Nucleotide and/or Amino Acid Sequence Submission  
*(if applicable, all necessary)*

a.  Computer Readable Form (CRF)

b. Specification Sequence Listing on:  
i.  CD-ROM or CD-R (2 copies); or  
ii.  paper

c.  Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9.  Assignment Papers (cover sheet & document(s))

10.  37 CFR 3.73(b) Statement  Power of Attorney *(when there is an assignee)*

11.  English Translation Document *(if applicable)*

12.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS Citations

13.  Preliminary Amendment

14.  Two (2) Return Receipt Postcards (MPEP 503)  
*(Should be specifically itemized)*

15.  Certified Copy of Priority Document(s) *(if foreign priority is claimed)*

16.  Request and Certification u under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent

17.  Other: Authorization under 37 C.F.R. § 1.136(a)(3)

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation  Divisional  Continuation-in-Part (CIP) of prior application No: 08/966,020  
Prior application information: Examiner Romeo, D. Group/Art Unit: 1646

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 18. CORRESPONDENCE ADDRESS

Customer Number or Bar Code Label  (Insert Customer No. or Attach bar code label here) or  Correspondence address below

NAME	STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C. Attorneys at Law				
ADDRESS	Suite 600, 1100 New York Avenue, N.W.				
CITY	Washington	STATE	DC	ZIP CODE	20005-3934
COUNTRY	USA	TELEPHONE	(202) 371-2600		FAX (202) 371-2540

NAME (Print/Type)	Karen R. Markowicz	Registration No. (Attorney/Agent)	36,351
SIGNATURE	<u>Karen R. Markowicz 103</u>		Date November 15, 2000

Burden Hour Statement: this form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

Commissioner for Patents  
November 15, 2000  
Page 2

the application consisting of:

- a. A specification containing:
  - i. 63 pages of description prior to the claims;
  - ii. 6 pages of claims (23 claims);
  - iii. a one (1) page abstract;
- b. 4 sheets of formal drawings: (Figures 1A, 1B, 2, and 3);
- c. 11 pages of a paper copy of the sequence listing;
- d. A computer readable disk copy of the sequence listing;
- e. A copy of the executed Declaration, as filed in U.S. Appl. No. 08/966,020;

4. Our check No. 29474 for \$1,004.00 to cover:  
\$710.00 filing fee for patent application;  
\$ 54.00 fee for total claims in excess of 20; and  
\$240.00 fee for independent claims in excess of 3;

5. Authorization to Treat a Reply As Incorporating An Extension of Time Under 37 C.F.R. § 1.136(a)(3) (*in duplicate*); and

6. Two (2) return postcards.

In accordance with 37 C.F.R. § 1.821(f), the paper copy of the sequence listing and the computer readable copy of the sequence listing submitted herewith are the same.

It is respectfully requested that, of the two attached postcards, one be stamped with the filing date of these documents and returned to our courier, and the other, prepaid postcard, be stamped with the filing date and unofficial application number and returned as soon as possible.

Commissioner for Patents  
November 15, 2000  
Page 3

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Karen R. Markowicz  
Agent for Applicants  
Registration No. 36,351

EKS/KRM/awt  
Enclosures

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SKGF ver.6/20/00 mac

DO NOT FILE UNTIL  
NOVEMBER 15, 2000

11/15/00  
JC903 U.S. PTO

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JC903 U.S. PTO  
09/712142  
11/15/00

November 15, 2000

WRITER'S DIRECT NUMBER:  
(202) 371-2637  
INTERNET ADDRESS:  
KARENM@SKGF.COM

Commissioner for Patents  
Washington, D.C. 20231

**Box: Patent Application**

Re: U.S. Non-Provisional Utility Patent Application under 37 C.F.R. § 1.53(b)  
(Continuation of Appl. No. 08/966,020)  
Appl. No. *To Be Assigned*; Filed: November 15, 2000  
For: **Connective Tissue Growth Factor-3**  
Inventors: EBNER *et al.*  
Our Ref: 1488.0630002/EKS/KRM

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

1. PTO Utility Patent Application Transmittal (Form PTO/SB/05) (*in duplicate*);
2. PTO Fee Transmittal (Form PTO/SB/17) (*in duplicate*);
3. U.S. Utility Patent Application entitled:

**Connective Tissue Growth Factor-3**

and naming as inventors:

Reinhard EBNER  
Arvind CHOPRA  
Steven RUBIN

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# FEE TRANSMITTAL

## for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 1,004.00)

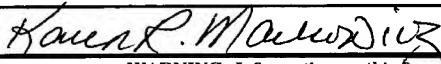
Complete if Known

Application Number	To Be Assigned
Filing Date	November 15, 2000
First Named Inventor	Reinhard EBNER
Examiner Name	To Be Assigned
Group Art Unit	To Be Assigned
Attorney Docket No.	1488.0630002/EKS/KRM

METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)																																																																																																																																																																																																																																					
1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:		<b>3. ADDITIONAL FEES</b> Large Entity Small Entity <table border="1"> <thead> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> <th colspan="2">Fee Description</th> <th>Fee paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td colspan="2">Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td colspan="2">Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td colspan="2">Non-English specification</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td colspan="2">For filing a request for ex parte reexamination</td><td></td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td colspan="2">Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td colspan="2">Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td colspan="2">Extension for reply within first month</td><td></td></tr> <tr><td>116</td><td>390</td><td>216</td><td>195</td><td colspan="2">Extension for reply within second month</td><td></td></tr> <tr><td>117</td><td>890</td><td>217</td><td>445</td><td colspan="2">Extension for reply within third month</td><td></td></tr> <tr><td>118</td><td>1,390</td><td>218</td><td>695</td><td colspan="2">Extension for reply within fourth month</td><td></td></tr> <tr><td>128</td><td>1,890</td><td>228</td><td>945</td><td colspan="2">Extension for reply within fifth month</td><td></td></tr> <tr><td>119</td><td>310</td><td>219</td><td>155</td><td colspan="2">Notice of Appeal</td><td></td></tr> <tr><td>120</td><td>310</td><td>220</td><td>155</td><td colspan="2">Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121</td><td>270</td><td>221</td><td>135</td><td colspan="2">Request for oral hearing</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td colspan="2">Petition to institute a public use proceeding</td><td></td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td colspan="2">Petition to revive - unavoidable</td><td></td></tr> <tr><td>141</td><td>1,240</td><td>241</td><td>620</td><td colspan="2">Petition to revive - unintentional</td><td></td></tr> <tr><td>142</td><td>1,240</td><td>242</td><td>620</td><td colspan="2">Utility issue fee (or reissue)</td><td></td></tr> <tr><td>143</td><td>440</td><td>243</td><td>220</td><td colspan="2">Design issue fee</td><td></td></tr> <tr><td>144</td><td>600</td><td>244</td><td>300</td><td colspan="2">Plant issue fee</td><td></td></tr> <tr><td>122</td><td>130</td><td>122</td><td>130</td><td colspan="2">Petitions to the Commissioner</td><td></td></tr> <tr><td>123</td><td>130</td><td>123</td><td>130</td><td colspan="2">Petitions related to provisional applications</td><td></td></tr> <tr><td>126</td><td>180</td><td>126</td><td>180</td><td colspan="2">Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>581</td><td>40</td><td>481</td><td>40</td><td colspan="2">Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>146</td><td>710</td><td>246</td><td>355</td><td colspan="2">Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr> <tr><td>149</td><td>710</td><td>249</td><td>355</td><td colspan="2">For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr> <tr><td>179</td><td>710</td><td>279</td><td>355</td><td colspan="2">Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>169</td><td>900</td><td>169</td><td>900</td><td colspan="2">Request for expedited examination of a design application</td><td></td></tr> <tr> <td colspan="6">Other fee (specify):</td> <td></td> </tr> <tr> <td colspan="6">Other fee (specify):</td> <td></td> </tr> <tr> <td colspan="6">*Reduced by Basic Filing Fee Paid</td> <td>SUBTOTAL (3) (\$ 0.00)</td> </tr> </tbody> </table>						Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description		Fee paid	105	130	205	65	Surcharge - late filing fee or oath			127	50	227	25	Surcharge - late provisional filing fee or cover sheet			139	130	139	130	Non-English specification			147	2,520	147	2,520	For filing a request for ex parte reexamination			112	920*	112	920*	Requesting publication of SIR prior to Examiner action			113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action			115	110	215	55	Extension for reply within first month			116	390	216	195	Extension for reply within second month			117	890	217	445	Extension for reply within third month			118	1,390	218	695	Extension for reply within fourth month			128	1,890	228	945	Extension for reply within fifth month			119	310	219	155	Notice of Appeal			120	310	220	155	Filing a brief in support of an appeal			121	270	221	135	Request for oral hearing			138	1,510	138	1,510	Petition to institute a public use proceeding			140	110	240	55	Petition to revive - unavoidable			141	1,240	241	620	Petition to revive - unintentional			142	1,240	242	620	Utility issue fee (or reissue)			143	440	243	220	Design issue fee			144	600	244	300	Plant issue fee			122	130	122	130	Petitions to the Commissioner			123	130	123	130	Petitions related to provisional applications			126	180	126	180	Submission of Information Disclosure Stmt			581	40	481	40	Recording each patent assignment per property (times number of properties)			146	710	246	355	Filing a submission after final rejection (37 CFR 1.129(a))			149	710	249	355	For each additional invention to be examined (37 CFR 1.129(b))			179	710	279	355	Request for Continued Examination (RCE)			169	900	169	900	Request for expedited examination of a design application			Other fee (specify):							Other fee (specify):							*Reduced by Basic Filing Fee Paid						SUBTOTAL (3) (\$ 0.00)
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## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Karen R. Markowicz		Registration No. (Attorney/Agent)	36,351	Telephone	202-371-2600
Signature				Date	November 15, 2000	

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fee transmittal continuation

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

EBNER *et al.*

Appl. No. *To Be Assigned*

Filed: November 15, 2000

For: **Connective Tissue Growth Factor-3**

Art Unit: *To Be Assigned*

Examiner: *To Be Assigned*

Atty. Docket: 1488.0630002/EKS/KRM

JC903 U.S. PTO  
09/712142  
11/15/00



**Authorization To Treat A Reply As Incorporating An Extension Of Time  
Under 37 C.F.R. § 1.136(a)(3)**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

The U.S. Patent and Trademark Office is hereby authorized to treat any concurrent or future reply that requires a petition for an extension of time under this paragraph for its timely submission, as incorporating a petition for extension of time for the appropriate length of time. The U.S. Patent and Trademark Office is hereby authorized to charge all required extension of time fees to our Deposit Account No. 19-0036, if such fees are not otherwise provided for in such reply. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

  
Karen R. Markowicz  
Agent for Applicants  
Registration No. 36,351

EKS/KRM/awt

Date: November 15, 2000

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